

1 Jack T. Friedman, No. 068134

jfriedman@cbmlaw.com

2 Matthew F. Miller, No. 172661

nmiller@cbmlaw.com

3 Erik Morrison, No. 222071

emorrison@cbmlaw.com

4 **CARROLL, BURDICK & McDONOUGH LLP**

Attorneys at Law

5 44 Montgomery Street, Suite 400

San Francisco, CA 94104

6 Telephone: 415.989.5900

Facsimile: 415.989.0932

7 Attorneys for Plaintiff

8 NOEL LEE

9
10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

12
13 NOEL LEE,

14 Plaintiff,

15 v.

16 BLUE RIVER ASSET MANAGEMENT,
17 LLC, BLUE RIVER ADVANTAGED MUNI
FUND II, LLC, and ROBERT BIGELOW, III,

18 Defendants.

No. CV 08-1508 MMC

**STIPULATION TO REQUEST
EXTENSION OF TIME FOR
DEFENDANTS' RESPONSE TO
COMPLAINT AND TO REQUEST
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE;
~~PROPOSED~~ ORDER THEREON**

19
20 Plaintiff Noel Lee ("Lee") and Defendants Blue River Asset Management,
21 LLC, Blue River Advantaged Muni Fund II, LLC ("Fund"), and Robert Bigelow, III
22 ("Bigelow") ("Defendants"), have arrived at a resolution of this matter that will result in a
23 dismissal of the matter in its entirety on or before July 21, 2008. In the interim, there is a
24 June 27, 2008 Initial Case Management Conference in Courtroom 7 at 10:30 a.m.
25 Accordingly, and with apologies to the Court for the eleventh hour nature of this
26 stipulated request,
27
28

1 IT IS HEREBY STIPULATED by and between the parties to this action
 2 through their designated counsel that Defendants shall have an extension of time until
 3 July 21, 2008 to file a responsive pleading, if any, in this matter.

4 IT IS FURTHER STIPULATED by and between the parties to this action
 5 through their designated counsel and requested of the Court that the Initial Case
 6 Management Conference be reset to a date in August 2008 or such time as the Court may
 7 deem proper. The parties' Rule 26(f) Reports, initial disclosure and Case Management
 8 Statement will be due as set by Court Order to comport with the rescheduled Initial Case
 9 Management Conference. It is the expectation of the parties that this Conference will not
 10 occur based upon the above-referenced impending dismissal.

11 IT IS FURTHER STIPULATED, by and between the parties to this action
 12 through their designated counsel that this Stipulation may be executed in two counter
 13 parts, each of which shall be deemed a duplicate original, but all of which together shall
 14 constitute one and the same agreement, and facsimile signatures should be deemed
 15 original signatures.

16 Dated: June 17, 2008

CARROLL, BURDICK & McDONOUGH LLP

17
 18 By 

Matthew F. Miller
 Attorneys for Plaintiff NOEL LEE

19
 20
 21
 22 Dated: June ___, 2008

23 Mark A. Adams
 Attorney or Authorized Agent for Defendants
 24 BLUE RIVER ASSET MANAGEMENT, LLC, BLUE
 25 RIVER ADVANTAGE MUNI FUND II, LLC, and
 26 ROBERT BIGELOW, III
 27
 28

CBM-SF\SF408685.1

-2-

1 IT IS HEREBY STIPULATED by and between the parties to this action
2 through their designated counsel that Defendants shall have an extension of time until
3 July 21, 2008 to file a responsive pleading, if any, in this matter.

4 IT IS FURTHER STIPULATED by and between the parties to this action
5 through their designated counsel and requested of the Court that the Initial Case
6 Management Conference be reset to a date in August 2008 or such time as the Court may
7 deem proper. The parties' Rule 26(f) Reports, initial disclosure and Case Management
8 Statement will be due as set by Court Order to comport with the rescheduled Initial Case
9 Management Conference. It is the expectation of the parties that this Conference will not
10 occur based upon the above-referenced impending dismissal.

11 IT IS FURTHER STIPULATED, by and between the parties to this action
12 through their designated counsel that this Stipulation may be executed in two counter
13 parts, each of which shall be deemed a duplicate original, but all of which together shall
14 constitute one and the same agreement, and facsimile signatures should be deemed
15 original signatures.

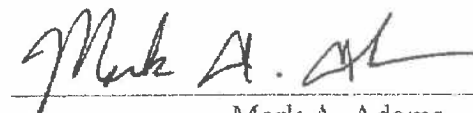
16 Dated: June 17, 2008

CARROLL, BURDICK & McDONOUGH LLP

17
18 By 
19

Matthew F. Miller
Attorneys for Plaintiff NOEL LEE

20
21
22 Dated: June 17, 2008



Mark A. Adams
Attorney or Authorized Agent for Defendants
BLUE RIVER ASSET MANAGEMENT, LLC, BLUE
RIVER ADVANTAGE MUNI FUND II, LLC, and
ROBERT BIGELOW, III

PURSUANT TO STIPULATION, IT IS SO ORDERED that the Initial Case Management Conference shall occur at 10:30 a.m./p.m. on August 1, 2008. The parties shall file the Rule 26(f) report and complete initial disclosure and file Case Management Conference Statements by July 25, 2008.

Dated: June 18, 2008


The Honorable Maxine M. Chesney
United States District Judge